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8           Attorney for Debtor

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10           **UNITED STATES BANKRUPTCY COURT**  
11           **NORTHERN DISTRICT OF CALIFORNIA**

12           In Re:

13           ARCON CONSTRUCTION  
14           CORPORATION

15           , Debtor

16           Case No. 24-30679

17           CHAPTER 11

18           Status Conference

19           Hearing Date: November 8, 2024

20           Time:           10:00 a.m.

21           Place:          Via Tele/Videoconference

22                            [www.canb.uscourts.gov/calendars](http://www.canb.uscourts.gov/calendars)

23                           Hon. Dennis Montali

24           **DEBTOR'S STATUS REPORT FOR THE NOVEMBER 8 CONFERENCE STATEMENT**

25           The above-captioned debtor and debtor-in-possession ("Debtor") has elected to file this case  
26           under subchapter V of chapter 11 of title 11 of the United States Code (the "Bankruptcy  
27           Code"). Section 1188(c) of the Bankruptcy Code requires Debtor to file with the Court and  
28           serve on the trustee and all parties in interest a report that details the efforts Debtor has  
29           undertaken and will undertake to attain consensual plan confirmation.

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31           Arcon Construction Corporation, as debtor in possession in the above-captioned chapter 11  
32           case, hereby submits this status report for the status conference scheduled for November 8, at  
33           10:00 a.m. (the "Status Conference").

1      1. Date of case filing

2      This Chapter 11 case was filed on September 13, 2024.

3      2. Meeting of Creditors

4      The Meeting of Creditors was held on October 21, 2024, and concluded.

5      3. Timing for Filing Plan

6      Debtor will file a Plan by December 12, 2024.

7      4. Type of Plan of Reorganization

8      It is still undecided at this point if the Debtor will file a consensual or non-consensual plan. A lot  
9      of it will depend on judgment creditor 653 28<sup>th</sup> St, who filed a proof of claim for \$1,561,207.60  
10     in this case. Debtor's attorney has spoken to the attorney for 653 28<sup>th</sup> Street and both hope  
11     that a consensual plan becomes feasible after talking to their respective client.

12     5. Status of Motions/Applications.

13     a) An Application to Designate Andrey Libov as the Responsible Individual was filed and  
14         granted by the Court.

15     b) A Motion to Authorize payment of prepetition wages was filed and granted by the Court.

16     c) A Motion to Use the Cash Collateral of the SBA and the IRS was filed and will be heard  
17         on November 8.

18     d) A Motion for Approval of Cash Management System will be filed and heard on November  
19         8, 2024.

20     e) Judgment creditor 653 28<sup>th</sup> Street filed a Motion for Relief from Stay that will be heard on  
21         November 21, 2024.

22     f) An application to employ George Wolff as special counsel was filed.

23     6. Anticipated Litigation

24     Debtor may file an appeal of the judgment in San Francisco Superior Court awarding  
25         \$722,017.46 to 653 28<sup>th</sup> Street.

1 Respectfully submitted on October 25, 2024.

2 /s/ Eric J. Gravel  
3 Attorney for Debtor  
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2                   **PROOF OF SERVICE**  
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4 I declare as follows:  
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6 I am employed in San Francisco. I am over the age of eighteen years and not a party to the  
7 above referenced case. On October 25, 2024, I served the attached:

8                   **(1) DEBTOR'S STATUS REPORT FOR THE NOVEMBER 8 CONFERENCE  
STATEMENT**

9 On the parties listed below by placing a true copy thereof enclosed in a sealed envelope, with  
10 postage thereon fully prepaid, in the United States Postal Service at San Francisco, California.  
11 Registrants for service by electronic mail will receive a Notice of Electronic Filing (NEF).

12 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
13 and correct and that this Declaration was executed on the following date at San Francisco,  
14 California.

15 Dated: October 25, 2024

16                   /s/ Wakako Gravel

17 Wakako Gravel  
18 1390 Market St, Suite 200  
19 San Francisco, CA 94102

20 U.S. Small Business Administration  
21 Attn: District Counsel  
22 455 Market St, Suite 600  
23 San Francisco, CA 94105

24 Internal Revenue Service  
25 P.O. Box 7346  
26 Philadelphia, PA 19101-7346

27 Paul G. Leahy  
28 Trial Attorney, Office of the U.S. Trustee,  
29 Region 17, San Jose Field Office,  
30 280 South First Street, Room 268  
31 San Jose, California 95113

Label Matrix for local noticing 0971-3 Case 24-30679 California Northern Bankruptcy Court San Francisco Fri Oct 25 15:44:24 PDT 2024	653 28th St LLC c/o Farsad Law Office, P.C. 1625 The Alameda suite 525 San Jose, CA 95126-2224	Arcon Construction Corporation 333 Gellert Blvd, Suite 160 Daly City, CA 94015-2661
Ford Motor Credit Company, LLC, c/o AIS Port 4515 N Santa Fe Ave. Dept. APS Oklahoma City, OK 73118-7901	Golden Age Properties Saratoga LLC 333 South Bascom Ave Campbell, CA 95008	Regent West Limited, LP 151 El Camino Real, Ste 319 Millbrae, CA 94030-2653
U.S. Bankruptcy Court 450 Golden Gate Avenue, 18th Fl. Mail Box 36099 San Francisco, CA 94102-3428	653 28th St c/o Brian E Soriano Goldstein, Gellman, Melbostad & Harris 1388 Sutter Street, Suite 1000 San Francisco, CA 94109-5454	Bank of America P.O. Box 45224 Jacksonville, FL 32232-5224
CG Appliances Inc. 6422 Mission St Daly City, CA 94014-2013	Christopher M. Hunt 3829 Clay Street San Francisco, CA 94118-1615	Department of the Treasury Internal Revenue Service P O Box 7346 Philadelphia, PA 19101-7346
Ford Motor Credit Company, LLC 4515 N. Santa Fe Ave. Dept. APS Oklahoma City OK 73118-7901	Ford Motor Credit Company, LLC c/o AIS Portfolio Services, LLC 4515 N. Santa Fe Ave. Dept. APS Oklahoma City OK 73118-7901	Franchise Tax Board Bankruptcy Section MS A340 PO BOX 2952 Sacramento CA 95812-2952
Frontier Pacific 2950 Alvarado St., Suite A San Leandro, CA 94577-5738	INM Drywall 3229 Jamie Way Hayward, CA 94541-3501	Internal Revenue Service P.O. Box 7346 Philadelphia PA 19101-7346
JPMorgan Chase Bank, N.A. s/b/m/t Chase Bank USA, N.A. c/o Robertson, Anschutz, Schneid, & Crane LLP 6409 Congress Avenue, Suite 100 Boca Raton, FL 33487-2853	Law Office of George W. Wolff 50 California Street, Suites 1509 & 1510 San Francisco, CA 94111-4624	Lexus Financial Services P.O.Box 5236 Carol Stream, IL 60197-5236
MINFIN-SC-S1 LLC 5273 Prospect Rd, Suite 330 San Jose, CA 95129-5031	Master Roofing Systems, Inc 52 S. Linden Ave, #5 South San Francisco, CA 94080-6432	(p)MERCEDES BENZ FINANCIAL SERVICES 14327 HERITAGE PARKWAY #400 FORT WORTH TX 76177-3300
Mercedes-Benz Financial Services USA LLC c/o Randall P. Mroczynski Cooksey, Toolen, Gage, Duffy & Woog 535 Anton Blvd. 10th Floor Costa Mesa, CA 92626-1947	Newity LLC 1123 W Washington Blvd. Chicago, IL 60607-2085	Office of the U.S. Trustee / SF Phillip J. Burton Federal Building 450 Golden Gate Ave. 5th Fl., #05-0 San Francisco, CA 94102-3402
Small Business Administration 409 3rd St., SW Washington, DC 20416-0002	South City Lumber 499 Railroad Av South San Francisco, CA 94080-4689	Tenderloin Neighborhood Development 70 Otis St San Francisco, CA 94103-1236

Wells Fargo Bank Small Business Lending Divi  
P.O. Box 29482 MAC S4101-08C  
Phoenix, AZ 85038-9482

Andrey Libov  
333 Geller Blvd.  
Suite 160  
Daly City, CA 94015-2661

Christopher Hayes  
Christopher Hayes, Trustee  
23 Railroad Ave. #1238  
Danville, CA 94526-1140

Eric J. Gravel  
Law Offices of Eric Gravel  
1390 Market St  
Suite 200  
San Francisco, CA 94102-5404

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Mercedes-Benz Financial Services  
P.O. Box 5209  
Carol Stream, IL 60197

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Banner Bank	(d) 653 28th Street LLC C/O FARSAD LAW OFFICE, P.C. 1625 THE ALAMEDA, SUITE 525 SAN JOSE, CA 95126-2224	End of Label Matrix
		Mailable recipients 33
		Bypassed recipients 2
		Total 35